

MAR 07 2008

SALT LAKE COUNTY

By

  
Deputy Clerk

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT

IN AND FOR SALT LAKE COUNTY, STATE OF UTAH

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STATE OF UTAH,	:	MEMORANDUM DECISION
Plaintiff,	:	CASE NO. 031901886
vs.	:	
WANDA EILEEN BARZEE,	:	
Defendant.	:	


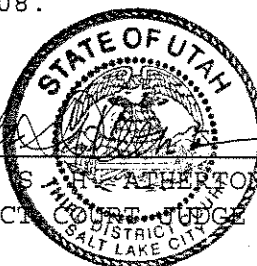
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This matter is before the Court on defendant's Motion to Stay Minute Entry Order Regarding Medication. This Court, subsequent to the Utah Supreme Court's decision affirming this Court's Order to involuntarily medicate the defendant, ordered the immediate medication of defendant on February 8, 2008. On February 11, 2008, defendant filed her Motion to Stay the medication Order. On March 6, 2008, the State filed its response. In her Motion, defendant presents no legitimate argument to stay the immediate imposition of the Order of medication, nor does she cite any case law or other legal justification for staying the Order. The Utah Supreme Court has thoroughly discussed the issues presented by defendant under the existing United States Supreme Court standard as set forth in Sell v. United States, 539 U.S. 166 (2003). This Court

concludes there is no basis to stay the Order of medication.  
Accordingly, defendant's Motion is denied.

The Hospital is again ordered to immediately medicate defendant.

Dated this 7 day of March, 2008.

  
JUDITH S. HEATHERTON  
DISTRICT COURT JUDGE  


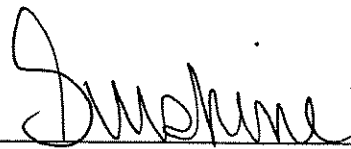
MAILING CERTIFICATE

I hereby certify that I mailed a true and correct copy of the foregoing Memorandum Decision, to the following, this 7 day of March, 2008:

Alicia H. Cook  
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A handwritten signature in cursive script, appearing to read "Sunshine", is written over a horizontal line.